

1                   IN THE UNITED STATES DISTRICT COURT  
2                   SOUTHERN DISTRICT OF WEST VIRGINIA  
3                   AT CHARLESTON

4                   -----x  
5                   UNITED STATES OF AMERICA, :  
6                   v. :  
7                   PATRICIA BURTON, : CRIMINAL NO. 2:05-00155  
8                   Defendant. :  
9                   -----x  
10                  :

11                 TRANSCRIPT OF PROCEEDINGS  
12                 BEFORE THE HONORABLE JOHN T. COPENHAVER, JR.  
13                 UNITED STATES DISTRICT JUDGE

14                 APPEARANCES:

15                 FOR THE UNITED STATES:      AUSA R. GREGORY McVEY  
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30                 These proceedings were reported with use of a stenographic  
31   machine and transcribed with use of computer-aided  
32   transcription.

*United States v. Patricia Burton*

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1 | May 12, 2006 PROCEEDINGS 1:38 p.m.

## PROCEEDINGS

1:38 p.m.

2 THE CLERK: The case before the Court is *United States*  
3 *of America versus Patricia Burton*, Criminal Number 2:05-00155.  
4 Would counsel note their appearance for the record, please.

5 MR. McVEY: Greg McVey for the United States.

6 MR. GIATRAS: Troy Giatras, Your Honor, on behalf of  
7 Ms. Burton who is also present in the courtroom.

8                   THE COURT: Let me ask first whether the parties have  
9 anything further on any of the matters that have thus far been  
10 presented.

11 MR. McVEY: Nothing on behalf of the United States,  
12 Your Honor.

13 MR. GIATRAS: No, Your Honor.

14 THE COURT: And are the parties ready for the Court's  
15 findings on the issues?

16 MR. McVEY: Yes, Your Honor.

17 MR. GIATRAS: Yes, Your Honor.

18 THE COURT: The Court notes that its findings are made  
19 on the basis of that which is set forth in the presentence  
20 report to which the defendant has attested as to its factual  
21 accuracy. In doing so, the Court recognizes that the  
22 presentence report at times carries two versions of events. The  
23 second of the two is the one that the defendant presents. There  
24 are several such instances. They are not of major consequence,  
25 but the Court has adopted for purposes of these findings the